

AMENDED IN ASSEMBLY APRIL 21, 2003

CALIFORNIA LEGISLATURE—2003–04 REGULAR SESSION

ASSEMBLY BILL

No. 894

Introduced by Assembly Member Firebaugh

February 20, 2003

An act to add Section 662 to the Streets and Highways Code, relating to highways.

LEGISLATIVE COUNSEL'S DIGEST

AB 894, as amended, Firebaugh. State highways: railroad bridges: graffiti removal.

Existing law provides that the Department of Transportation has ~~sole~~ *full* possession and control of all state highways and associated property. Existing law generally requires a permit for an encroachment on a state highway.

This bill would require the department to ~~renegotiate existing agreements with railroads relative to maintenance of railroad bridges that cross state highways in order to require graffiti removal from those bridges, with the cost of graffiti removal to be borne by the rail operator operating on the bridge~~ *conduct a demonstration project relative to graffiti removal from public structures traveled by railroads that cross state highways. The bill would specify 2 bridges to be included in the project. The bill would require the department to meet and confer with the rail operators operating the bridges, and others deemed necessary, regarding graffiti abatement and prevention programs.*

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 662 is added to the Streets and
2 Highways Code, to read:
- 3 662. (a) The department shall ~~renegotiate existing~~
4 ~~agreements with railroads~~ *conduct a demonstration project with*
5 *railroads and other interested parties relative to maintenance of*
6 ~~railroad bridges~~ *graffiti removal from public structures traveled by*
7 *railroads that cross state highways in order to require graffiti*
8 ~~removal from those bridges. The cost of graffiti removal shall be~~
9 ~~borne by the rail operator operating on the bridge.~~
- 10 (b) *The demonstration project shall include, but shall not be*
11 *limited to, the following structures:*
- 12 (1) *California Department of Transportation Bridge #53-832.*
13 (2) *California Department of Transportation Bridge #53-838.*
- 14 (c) *As part of the demonstration project, the department shall,*
15 *for purposes of developing a model for other graffiti abatement*
16 *and prevention programs involving similar public structures, meet*
17 *and confer with the rail operator operating on the bridge, and*
18 *others as deemed necessary by the department, regarding the*
19 *following matters:*
- 20 (1) *The use of graffiti resistant paint, including, but not limited*
21 *to, painting an ivy mural.*
- 22 (2) *New paint technology incorporating sensors and alarms.*
- 23 (3) *The use of toll-free telephone numbers coupled with*
24 *rewards for information leading to the conviction of those*
25 *responsible for graffiti.*
- 26 (4) *To establish terms and conditions for entry on the railroad*
27 *right-of-way.*
- 28 (5) *Other matters related to safety during graffiti removal and*
29 *repainting.*

